



ASARCO Incorporated
2575 E. Camelback Road, Ste. 500
Phoenix, Arizona 85016-4240

FAX Cover Sheet

April 29, 2004

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Number of Pages
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Comments:

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Voluntary Consent to Access Property
Second Interim Agreement

The United States Environmental Protection Agency Region 8 (EPA) and ASARCO Incorporated (Asarco) previously executed on March 29, 2004 and April 8, 2004 an Interim Agreement for Voluntary Consent to Access Property for the Asarco Globe Plant (the "Old Agreement"). The Old Agreement is attached and incorporated by reference as Exhibit 1. By this New Agreement, the Parties extend the terms of the Old Agreement until May 17, 2004 for the placement of OUI soils and until May 24, 2004 for the staging of response trailers, equipment and supplies.

The undersigned representatives of each Party to this Agreement certify that he or she is fully authorized to enter into this Agreement of behalf of EPA and Asarco, respectively.

EPA:

By: _____

Date: _____

ASARCO Incorporated:

By: Th. Aldrich
Thomas L. Aldrich
VP Env. Affairs

Date: April 29, 2004

By: D.E. McAllister
Douglas E. McAllister
V.P., G.C. & Sec.

Date: 4-29-04